AMENDMENT AND RESPONSE UNDER 37 CFR § 1.111

Serial Number: 10/814,047

Filing Date: March 31, 2004
<u>Title: REMOTE OPERATIONS USING WIRELESS PERSONAL AREA NETWORK</u>

IN THE DRAWINGS

Five sheets of formalized replacement drawings are enclosed herewith. Please replace the previously submitted informal drawings with the enclosed replacement drawings.

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REMARKS

Applicant has reviewed and considered the Office Action mailed on September 20, 2007, and the references cited therewith. Claims 1, 8, 12, and 23 are amended, claims 9-11, 19-22, and 26-29 are canceled, and claims 30-37 are added; as a result, claims 1-8, 12-18, 23-25, and 30-37 are now pending in this application.

35 USC §103 Rejection of the Claims

Claims 1-9, 12-18, and 23-25 were rejected under 35 USC § 103(a) as being unpatentable over Davis et al. (U.S. Publication No. 2004/0128319). Claim 8 has been amended to include the limitations of claim 10, which was found to be allowable if rewritten in independent form. Independent claims 1 and 23 have been amended to include limitations similar to claim 10, which was found to be allowable if rewritten in independent form. Accordingly, Applicants believe independent claims 1, 8, and 23 are in condition for allowance. Further, claims 2-7, 12-18, 24, and 25 are believed to be in condition for allowance at least by virtue of dependency. Claim 9 has been canceled.

Claims 19-22, 26-29 were rejected under 35 USC § 103(a) as being unpatentable over Rusch (U.S. Publication No. 2003/0100308). Claims 19-22 and 26-29 have been canceled, rendering this rejection moot.

Allowable Subject Matter

Claims 10 and 11 were objected to as being dependent upon a rejected base claim, but were indicated to be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims. Claim 8 has been amended to include the limitations of claim 10 and any intervening claims, and claim 10 has been canceled. New claim 33 corresponds to the original claim 11 rewritten in independent form including the limitation of the base claim and any intervening claims. Claim 11 has been canceled.

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New_Claims

Claims 30-37 have been added. Independent claim 33 corresponds to claim 11 rewritten in independent form including all the limitations of the base claim and any intervening claims. Claims 30 and 36 correspond to original claims 1 and 23 with limitations similar to claim 11, which was found to be allowable if rewritten in independent form. Claims 31, 32, 34, 35, and 37 are believed to be in condition for allowance at least by virtue of dependency.

Reservation of Rights

Applicants do not admit that references cited under 35 USC §§ 102(a), 102(e), 103/102(a), or 103/102(e) are prior art, and reserve the right to swear behind them at a later date. Arguments presented to distinguish such references should not be construed as admissions that the references are prior art.

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Conclusion

Applicant respectfully submits that the claims are in condition for allowance and notification to that effect is earnestly requested. The Examiner is invited to telephone Applicant's attorney (952-473-8800) to facilitate prosecution of this application.

If necessary, please charge any additional fees or credit overpayment to Deposit Account No. 504238.

Respectfully submitted,

RICHARD A. FORAND ET AL.

By their Representatives,

CUSTOMER NUMBER: 45445

Telephone Number: 952-473-8800

Date 12-20-07

By Dana B. Le Mome

Dana B. LeMoine Reg. No. 40,062

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: Mail Stop Amendment, Commissioner of Patents, P.O. Box 1450,

Alexandria, VA 22313-1450, on this **20** day of <u>December, 2007</u>.

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